

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

GS HOLISTIC, LLC,

Plaintiff,

v.

RANYA AND DANIA LLC, et al.,

Defendants.

CASE NO. C23-5180JLR

ORDER

Before the court is Plaintiff GS Holistic, LLC's ("GS Holistic") motion for a 60-day extension of time to perfect service on Defendant Ali Altameemi. (Mot. (Dkt. # 13).) The court GRANTS GS Holistic's motion for an extension of time.¹

Federal Rule of Civil Procedure 4 requires a plaintiff to serve the defendant with a

¹ Although the motion is noted for consideration on June 16, 2023 (*see id.*), the court sees no reason to delay issuing a decision on the motion. *See* Fed. R. Civ. P. 1 (authorizing the court to construe the Federal Rules of Civil Procedure "to secure the just, speedy, and inexpensive determination of every action and proceeding").

1 summons and a copy of the complaint and sets forth the specific requirements for doing
2 so. *See* Fed. R. Civ. P. 4. Rule 4(m), which provides the timeframe in which service
3 must be effectuated, states in relevant part:

4 If a defendant is not served within 90 days after the complaint is filed, the
5 court—on motion or on its own after notice to the plaintiff—must dismiss
6 the action without prejudice against that defendant or order that service be
7 made within a specified time. But if the plaintiff shows good cause for the
8 failure, the court must extend the time for service for an appropriate period.

7 *Id.*

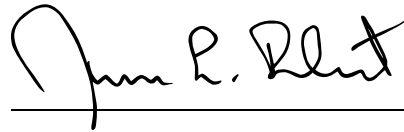
8 GS Holistic filed this action on March 6, 2023. (Compl. (Dkt. # 1).) As a result,
9 Rule 4(m)’s 90-day deadline for effectuating service of process expired on Monday, June
10 5, 2023. Fed. R. Civ. P 4(m). On April 27, 2023, GS Holistic filed an affidavit of service
11 on Defendant Ranya and Dania LLC. (Aff. of Service (Dkt. # 12).²) GS Holistic
12 represents that its process server attempted to serve Mr. Altameemi three times but was
13 unsuccessful. (Mot. ¶ 3.) GS Holistic represents that after the process server’s first
14 attempt to serve Mr. Altameemi, Mr. Altameemi talked to the process server and said,
15 “Catch me if you can.” (*Id.* ¶ 4.) GS Holistic then provided its process server a new
16 address at which to attempt service on Mr. Altameemi. (*Id.* ¶ 5.) GS Holistic now asks
17 the court to extend the Rule 4(m) deadline by 60 days to allow it to perfect service on Mr.
18 Altameemi “either personally or by publication.” (*Id.* ¶ 5.)

19 Based on the information GS Holistic has provided regarding its efforts to locate
20 and serve Mr. Altameemi, the court finds that GS Holistic has demonstrated good cause
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22 ² To date, Ranya and Dania LLC has not appeared in this action. (*See generally* Dkt.)

1 for its failure to effectuate service before the Rule 4(m) deadline. Therefore, the court
2 GRANTS GS Holistic's motion for a 60-day extension of the deadline to perfect service
3 (Dkt. # 13).³ GS Holistic shall file proof of service on Mr. Altameemi by no later than
4 **August 4, 2023**. Failure to do so may result in the dismissal without prejudice of GS
5 Holistic's claims against Mr. Altameemi. Further extensions of the deadline to serve Mr.
6 Altameemi will not be granted absent exceptional circumstances.

7 Dated this 7th day of June, 2023.

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10 JAMES L. ROBART
11 United States District Judge
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21 ³ This order does not grant GS Holistic leave to serve Mr. Altameemi by publication. If
22 GS Holistic seeks to serve Mr. Altameemi by publication, it must file a motion for leave to do so.
See Pascua v. Heil, 108 P.3d 1253, 1257 (Wash. Ct. App. 2005) (explaining the standard for
granting leave to serve a defendant by publication in Washington).